



Docket No. 12065-0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yamagishi

Examiner: Ip, S.

Serial No.: 10/694,792

Art Unit: 1742

Filing Date: October 29, 2003

For: Copper-based Alloy Excellent in Dezincing Resistance

RESPONSE TO OFFICE ACTION AND SUBMISSION OF TERMINAL DISCLAIMER

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated January 25, 2005, submitted herewith is a Terminal Disclaimer and the appropriate fee.

In review, claims 2, 4, 6, and 8 were rejected over co-pending application no. 10/644,217 based on obviousness-type double patenting. In this rejection, the Examiner contended that the alpha phase was inherent in the composition of the co-pending application. Further, it was asserted that the differences in Zn content between the two applications was of no patentable significance. The difference in Pb content was also not found to be distinguishing.

Regardless of the propriety of the double patenting rejection, it is effectively overcome by the attached Terminal Disclaimer. Therefore, the rejection should be withdrawn in response to this submission.

Accordingly, the Examiner is respectfully requested to pass this application onto issuance.

Serial No.: 10/694,792

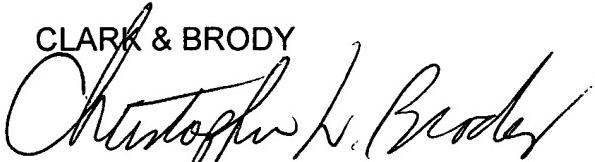
The fee of \$130.00 for the Terminal Disclaimer is attached herewith in the form of a check. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-1088.

The Examiner is requested to telephone the undersigned if any other issues are still outstanding in this application.

The above constitutes a complete response to all issues raised in the Office Action dated January 25, 2005.

Again, reconsideration and allowance of this application is respectfully requested.

Respectfully submitted,

CLARK & BRODY


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